

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450



Application Number: 10/077,137

Confirmation Number: 2907

Filing Date: February 15, 2002

First Named Inventor: BROWNING et al.

Group Art Unit: 1645

Examiner: P. Duffy

Attorney Docket Number: 08201.0027-00000

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 C.F.R. § 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. Submission required under 37 C.F.R. § 1.114: Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, application must request non-entry of such amendment.

a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____.

ii. ☐ Other _____

b. ☐ **DO NOT ENTER** the amendment(s) previously filed on _____. An alternate submission is attached.

c. ☒ Enclosed submission:

i. ☒ Amendment/Reply

iii. ☒ Information Disclosure Statement

ii. ☐ Affidavit(s)/Declaration(s)

iv. ☒ Other: Substitute Sequence Listing (paper and disk) and Statement under 37 C.F.R. § 1.821(f)

2. Miscellaneous

a. ☐ Suspension of action on the above-mentioned application is requested under 37 C.F.R. § 1.103(c) for a period of ____ months. (Period of suspension shall not exceed 3 months; fee under 37 C.F.R. § 1.17(i) required.)

b. ☐ Other _____

3. Fees

a. ☒ The filing fee is calculated as follows:

i. ☒ \$790.00 RCE fee required under 37 C.F.R. § 1.17(e)

ii. ☒ Petition for extension of time for (1 Month) \$120.00

iii. ☐ Other _____

b. ☐ Check in the amount of \$__ enclosed.

c. ☒ The Commissioner is authorized to charge any deficiencies in the filing fees, or credit any overpayments to Deposit Account No. 06-0916.

Signature of Applicant, Attorney, or Agent **Reviewed** 00000001 060916 10077137

Name: Nathaniel S. Edwards

Reg. No.: 57,745 01 FC:1001 790.00 DA

Signature: *Nathaniel S. Edwards*

Date: 6/14/06

Certificate of Mailing Under 37 CFR § 1.10 of Mailing by "Express Mail"

EV 845470788 US

June 14, 2006

USPS Express Mail Label Number

Date of Deposit

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated above and is addressed to Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA. 22313-1450.

Name: Katherine L. Staba

Signature: *Katherine L. Staba*

Date: June 14, 2006